



UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
931,492	11/17/86	Fralley et al.	07-21(404)A

EXAMINER	
Fox	
ART UNIT	PAPER NUMBER
184	7

DATE MAILED:

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EXAMINER INTERVIEW SUMMARY RECORD

All participants (applicant, applicant's representative, PTO personnel):

- (1) Thomas McBride (3) David Fox
(2) Dennis R. Hoerner, Jr. (4)

Date of interview 4/12/90

Type: ☐ Telephonic ☒ Personal (copy is given to ☐ applicant ☒ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description: _____

Agreement ☐ was reached with respect to some or all of the claims in question. ☒ was not reached.

Claims discussed: All

Identification of prior art discussed: Anderson, Guilley et al.

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: Appl. rep. disclosed intent to submit references demonstrating that other viral promoters did not work in plants. Appl. rep. indicated intent to submit arguments that Guilley et al. did not suggest high level of expression of chimeric genes utilizing the particular CMV promoters when isolated from other portions of CMV genome and incorporated into plant chromosome. ~~App. rep. indicated that~~ Appl. rep. indicated that Guilley et al. utilized mammalian system. No commitment to patentability made.

(A full description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

Unless the paragraphs below have been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW (e.g., items 1-7 on the reverse side of this form). If a response to the last Office action has already been filed, then applicant is given one month from this interview date to provide a statement of the substance of the interview.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview.

☐ Since the examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action.

David P. [Signature]
Examiner's Signature